

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michael Barrett et al.                      Art Unit : 3772  
Serial No. : 10/723,273                                      Examiner : Patel, Nihir B.  
Filed : November 25, 2003                                  Conf. No : 8613  
Title : DELIVERY METHODS AND DEVICES FOR IMPLANTABLE  
         BRONCHIAL ISOLATION DEVICES

**Mail Stop Amendment**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

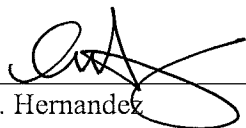
Responsive to the action mailed July 11, 2008, applicant elects Species I. At least claims 1, 4-10, 13-21, and 28-36 relate to Species I and several of those claims are generic. As discussed in the previous response to office action, all pending claims include subject matter that was previously indicated as allowable by the examiner. Thus, the claims are in condition for allowance.

Applicant petitions for a two month extension of time to respond to the restriction requirement.

Authorization for a credit card payment of the filing fee of \$245 is submitted herewith. No additional fees are believed to be due, however, the Commissioner is authorized to charge any additional fees or credit overpayments to Deposit Account No. 50-0311.

Respectfully submitted,

Date: October 14, 2008

  
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Fred C. Hernandez  
Reg. No. 41,832

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